

AUG 23 2013

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

CORBY RAY DILLARD,

) CASE NO. 7:13CV00368

Petitioner,

) FINAL ORDER

v.

)

THE UNITED STATES OF AMERICA,

) By: Glen E. Conrad  
) Chief United States District Judge

Respondent.

)

In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

that this petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2241, is **DISMISSED** without prejudice and stricken from the active docket of the court, inasmuch as petitioner's claims are now pending in his subsequently submitted motion to vacate, set aside or correct the sentence under 28 U.S.C. § 2255, in Case No. 4:07CR00023.

ENTER: This 23<sup>rd</sup> day of August, 2013.

  
\_\_\_\_\_  
Chief United States District Judge